IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 11TH APRIL 2007 / 21ST CHAITHRA 1929

WP(C).No. 12093 of 2007(M)

PETITIONER:

INDIRA K,MARUTHU NINNA VILA VEEDU,
UCHAKKADA,VENGANOOR P.O,VIZHINJAM VILLAGE,
NEYYATTINKARA TALUK.

BY ADV. SRI.VADAKARA V.V.N.MENON
SRI.T.N.SUKUMARAN

RESPONDENTS:
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1. VIZHINJAM GRAMA PANCHAYATH
(SPECIAL GRADE),
OFFICE OF THE VIZHINJAM
GRAMA PANCHAYATH,
VIZHINJAM,
NEYYATTINKARA TALUK,
REPRESENTED BY ITS SECRETARY.

2. THE KERALA STATE POLLUTION CONTROL BOARD
PATTOM,THIRUVANANTHAPURAM,
REPRESENTED BY ITS MEMBER SECRETARY

3. THE DISTRICT MEDICAL OFFICER,OFFICE OF
THE MEDICAL OFFICER,
THIRUVANANTHAPURAM.

4. THE STATE OF KERALA REPRESENTED BY THE
CHIEF SECRETARY TO GOVERNMENT,
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

R1 BY ADV. SRI.K.M.SATHYANATHA MENON
R3 & R4 BY GOVERNMENT PLEADER SMT.T.B.REMANI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J

W.P.(C) .12093 OF 2007

Dated this the 11th day of April, 2007

JUDGMENT

I do not propose to go into the merits of the matter. It is somewhat apparent that Ext.P2 submitted by the petitioner is pending before the panchayat. Ext.P3 submitted by the petitioner before the Pollution Control Board is also pending.

2. The writ petition will stand disposed of directing the 1st respondent panchayat to take up Ext.P2 and consider the same in the light of the various grounds raised therein and in this writ petition and take a decision within three weeks of receiving a copy of this judgment.

3. Similarly, there will be a direction to the 2nd respondent Pollution Control Board to consider Ext.P3 and take a decision thereon at the earliest, at any rate, within three weeks of receiving a copy of this

judgment. Till such time a decision, as directed above, is taken by the panchayat on Ext.P2 and communicated to the petitioner, the respondents will not interfere with the smooth conduct of the poultry farm by the petitioner.

Sd/-
PIUS C. KURIAKOSE
(JUDGE)

sk1/-

//true copy//

P.S. to Judge.

PIUS C. KURIAKOSE, J

W.P.(C) .12093 OF 2007

JUDGMENT

11th April, 2007